

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Daniel Giansante	Team: Team # 5	CCRB Case #: 201310556	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Thursday, 11/07/2013 5:00 PM	Location of Incident: § 87(2)(b)	Precinct: 103	18 Mo. SOL 5/7/2015	EO SOL 5/7/2015	
Date/Time CV Reported Fri, 11/08/2013 3:20 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Fri, 11/08/2013 3:20 PM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. POM Michael Butler	02535	948725	103 PCT
2. An officer			103 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Michael Butler	Abuse: PO Michael Butler stopped § 87(2)(b) and individuals.	§ 87(2)(b)
B. An officer	Abuse: An officer stopped § 87(2)(b) and individuals.	§ 87(2)(b)

Case Summary

On November 8, 2013, § 87(2)(b) filed the following complaint by phone with the CCRB.

On November 7, 2013, at approximately 5:00 p.m., § 87(2)(b) was visiting his godbrother § 87(2)(b) and § 87(2)(b)'s friend at § 87(2)(b)'s residence at § 87(2)(b), § 87(2)(b). The three left the apartment and exited the building. They stood outside while § 87(2)(b) spoke to someone whom § 87(2)(b) did not know. They went back inside and waited for the elevator in the lobby. PO Michael Butler and an unidentified officer entered the lobby and approached the group. § 87(2)(b) had seen PO Butler earlier in the day when he went to see his parole officer. PO Butler told § 87(2)(b) that he fit a description of a person with a gray sweater who stole a phone. The officers led the three men outside, took their identification cards, and told them they would be in a lineup. A black Crown Victoria drove past twice and then stopped. The officers returned § 87(2)(b) and his friend's identification cards but told § 87(2)(b) he had been identified. § 87(2)(b) was arrested and brought to the 103rd Precinct stationhouse. At central booking § 87(2)(b) was told he was being charged with second degree robbery, but he was subsequently released without seeing a judge and was given a piece of paper saying his case was dismissed. PO Butler is listed as the arresting officer on § 87(2)(b)'s arrest report. § 87(2)(b) learned PO Butler's name while at the stationhouse. § 87(2)(b) described him as a white or Hispanic man who was in his 30s, was between 6'3" and 6'4" tall, and had a muscular build. According to CCRB case #201108339, PO Butler is a § 87(2)(b). Therefore Allegation A is pleaded against PO Michael Butler, and Allegation B is pleaded against "an officer" from the 103rd Precinct.

On November 12, 2013, the undersigned investigator called § 87(2)(b) and he provided a telephone statement. § 87(2)(b) scheduled an interview for November 14, 2013. The investigator also mailed a please-call letter. § 87(2)(b) failed to appear for his interview on November 14, 2013. The investigator mailed a missed appointment letter and called § 87(2)(b) who scheduled a second interview for November 19, 2013. § 87(2)(b) failed to appear for his second scheduled interview on November 19, 2013. § 87(2)(b) did not provide a last name or phone number for § 87(2)(b). The investigator performed Whitepages, COLES, and LexisNexis searches for § 87(2)(b)'s address but did not find any listings for anyone named § 87(2)(b). On November 26, 2013, and on December 10, 2013, the investigator mailed please-call letters to § 87(2)(b). As of the date of this report, neither § 87(2)(b) nor § 87(2)(b) has attempted to contact the investigator or the CCRB. § 87(2)(g)

Team: 5

Investigator: _____
Signature Daniel Giansante Date

Supervisor: _____
Title/Signature Print Date

Reviewer: _____

	Title/Signature	Print	Date
Reviewer:	_____	_____	_____
	Title/Signature	Print	Date